

PLAINTIFF/PETITIONER: CHURCH OF SCIENTOLOGY INTERNATIONAL, a California nonprofit religious corporation DEFENDANT/RESPONDENT: GERALD ARMSTRONG, an individual; ROBERT MINTON, an individual; et al.	CASE NUMBER: CV 021632
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4. b. Provide a brief statement of the case, including any damages. *(If personal injury damages are sought, specify the injury and damages claimed, including medical expenses to date [indicate source and amount], estimated future medical expenses, lost earnings to date, and estimated future lost earnings. If equitable relief is sought, describe the nature of the relief.)*
 Plaintiff alleges interference with contractual relations and claims punitive damages. In response, Defendant Robert Minton and The Lisa McPherson Trust have asserted eleven affirmative defenses against Plaintiff.

☐ *(If more space is needed, check this box and attach a page designated as Attachment 4b.)*

5. **Jury or nonjury trial**

The party or parties request ☒ a jury trial ☐ a nonjury trial *(if more than one party, provide the name of each party requesting a jury trial):*

6. **Trial date**

- a. ☐ The trial has been set for *(date)*:
 b. ☒ No trial date has been set. This case will be ready for trial within 12 months of the date of the filing of the complaint *(if not, explain)*:

c. Dates on which parties or attorneys will not be available for trial *(specify dates and explain reasons for unavailability)*:

7. **Estimated length of trial**

The party or parties estimate that the trial will take *(check one)*:

- a. ☒ days *(specify number)*: 7-10 days
 b. ☐ hours *(short causes) (specify)*:

8. **Trial representation (to be answered for each party)**

The party or parties will be represented at trial ☒ by the attorney or party listed in the caption ☒ by the following:

- a. Attorney: Thomas McGowan, Esq.
 b. Firm: McGowan & Suarez
 c. Address: 150 Second Avenue N., Suite 870, St. Petersburg, Florida 33701
 d. Telephone number: 727-821-8900
 e. Fax number: 727-821-3117
 f. E-mail address: tmcgowan@mcgowanlaw.org
 g. Party represented: Robert Minton

☐ Additional representation is described in Attachment 8.

9. **Preference**

☐ This case is entitled to preference *(specify code section)*:

10. **Alternative Dispute Resolution (ADR)**

- a. Counsel ☒ has ☐ has not provided the ADR information package identified in rule 201.9 to the client and has reviewed ADR options with the client.
 b. ☐ All parties have agreed to a form of ADR. ADR will be completed by *(date)*:
 c. ☐ The case has gone to an ADR process *(indicate status)*:

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10. d. The party or parties are willing to participate in (check all that apply):
- (1) ☒ Mediation
 - (2) ☐ Nonbinding judicial arbitration under Code of Civil Procedure section 1141.12 (discovery to close 15 days before arbitration under Cal. Rules of Court, rule 1612)
 - (3) ☐ Nonbinding judicial arbitration under Code of Civil Procedure section 1141.12 (discovery to remain open until 30 days before trial; order required under Cal. Rules of Court, rule 1612)
 - (4) ☐ Binding judicial arbitration
 - (5) ☐ Binding private arbitration
 - (6) ☐ Neutral case evaluation
 - (7) ☒ Other (specify): The parties have other cases pending in a different jurisdiction and are actively engaging in global settlement negotiations.
- e. ☐ This matter is subject to mandatory judicial arbitration because the amount in controversy does not exceed the statutory limit.
- f. ☐ Plaintiff elects to refer this case to judicial arbitration and agrees to limit recovery to the amount specified in Code of Civil Procedure section 1141.11.
- g. ☐ This case is exempt from judicial arbitration under rule 1600.5 of the California Rules of Court (specify exemption):

11. Settlement conference

- ☐ The party or parties are willing to participate in an early settlement conference (specify when):

12. Insurance

- a. ☐ Insurance carrier, if any, for party filing this statement (name):
- b. Reservation of rights: ☐ Yes ☐ No
- c. ☐ Coverage issues will significantly affect resolution of this case (explain):

13. Jurisdiction

Indicate any matters that may affect the court's jurisdiction or processing of this case, and describe the status.

- ☐ Bankruptcy ☐ Other (specify):

Status:

14. Related cases, consolidation, and coordination

- a. ☒ There are companion, underlying, or related cases.
- (1) Name of case: Estate of Lisa McPherson v. Church of Scientology International et al.
 - (2) Name of court: 6th Judicial Circuit Court, State of Florida, Pinellas County
 - (3) Case number: 00 5682-CI-011
 - (4) Status: Set for trial in early 2003, settlement negotiations pending
- ☒ Additional cases are described in Attachment 14a.
- b. ☐ A motion to ☐ consolidate ☐ coordinate will be filed by (name party):

15. Bifurcation

- ☐ The party or parties intend to file a motion for an order bifurcating, severing, or coordinating the following issues or causes of action (specify moving party, type of motion, and reasons):

16. Other motions

- ☐ The party or parties expect to file the following motions before trial (specify moving party, type of motion, and issues):

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17. **Discovery**

- a. ☐ The party or parties have completed all discovery.
- b. ☐ The following discovery will be completed by the date specified (*describe all anticipated discovery*):
- | <u>Party</u> | <u>Description</u> | <u>Date</u> |
|--------------|--------------------|-------------|
|--------------|--------------------|-------------|

Since the case has recently started,
 Defendant Robert Minton has not yet
 served any discovery.

- c. ☐ The following discovery issues are anticipated (*specify*):

18. **Economic Litigation**

- a. ☐ This is a limited civil case (i.e., the amount demanded is \$25,000 or less) and the economic litigation procedures in Code of Civil Procedure sections 90 through 98 will apply to this case.
- b. ☐ This is a limited civil case and a motion to withdraw the case from the economic litigation procedures or for additional discovery will be filed (*if checked, explain specifically why economic litigation procedures relating to discovery or trial should not apply to this case*):

19. **Other issues**

- ☐ The party or parties request that the following additional matters be considered or determined at the case management conference (*specify*):

20. **Meet and confer**

- a. ☒ The party or parties have met and conferred with all parties on all subjects required by rule 212 of the California Rules of Court (*if not, explain*): The parties have other cases pending in a different jurisdiction and are actively engaging in global settlement negotiations.
- b. After meeting and conferring as required by rule 212 of the California Rules of Court, the parties agree on the following (*specify*):

21. **Case management orders**

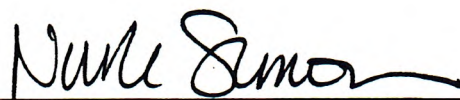
Previous case management orders in this case are (*check one*): ☐ none ☒ attached as Attachment 21.

22. Total number of pages attached (*if any*): 2

I am completely familiar with this case and will be fully prepared to discuss the status of discovery and ADR, as well as other issues raised by this statement, and will possess the authority to enter into stipulations on these issues at the time of the case management conference, including the written authority of the party where required.

Date: January 17, 2003

Nicole A. Simon _____
 (TYPE OR PRINT NAME)

▶  _____
 (SIGNATURE OF PARTY OR ATTORNEY)

 (TYPE OR PRINT NAME)

▶ _____
 (SIGNATURE OF PARTY OR ATTORNEY)

☐ Additional signatures are attached

SHORT TITLE: CHURCH OF SCIENTOLOGY V. GERALD ARMSTRONG

CASE NUMBER:

CV 021632

ATTACHMENT (Number): 14aPage 1 of 1*(This Attachment may be used with any Judicial Council form.)**(Add pages as required)*

Church of Scientology International v. Robert Minton, et al.
6th Judicial Circuit Court, State of Florida, Pinellas County
00-002750-CI-20
Status: Not yet at issue; settlement negotiations pending.

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

SHORT TITLE: CHURCH OF SCIENTOLOGY V. GERALD ARMSTRONG

CASE NUMBER:

CV 021632

ATTACHMENT (Number): 21

Page 1 of 1

(This Attachment may be used with any Judicial Council form.)

(Add pages as required)

MARIN COUNTY SUPERIOR COURT
STATE OF CALIFORNIADATE: 10/1/02 HON. Vernon Smith, JUDGE; L. name, DEPUTY CLERK; D. Dehon, REPORTER
TIME: 9 A.M./P.M.

TITLE: Church of Scientology Plaintiff(s) vs. Gerald Armstrong Defendant(s)	COUNSEL: Shauna Rajkowska for plaintiff No appearance by for Armstrong Nicole Simon for Mentar The Lisa McPherson Trust
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Nature Of Proceedings:

STATUS/ADR CONFERENCE

CASE NO. 021632

PRESENT: APATT ___ Attorney ___ for plaintiff APATT ___ Attorney ___ for defendant
 APTXT ___ Other ___

ARRTA ___ Parties stipulate/are ordered to Non-Binding Private/Judicial Arbitration, to be completed by: ___

Parties agree to Mediation and must also agree on a Mediator within ___ calendar days from this date.

If parties cannot agree on a mediator:

Counsel are each to submit two names within ___ calendar days for the Court's selection.

Plaintiff's counsel shall so advise the Court in writing and the Court will select a Mediator for them.

Discovery cutoff date: ___

ARRTM ___ Mediation to be completed by: ___

THE COURT MAKES THE FOLLOWING ORDERS:

FNSAO ___ SANCTIONS: Sanctions are to be paid by ___ to ___ in the sum of \$ ___
 no later than ___ for the following reason: ___

✓ FUTURE STATUS CONFERENCE Date: 12/2/02 Time: 9:00 A.M.

MANDATORY SETTLEMENT CONFERENCE Date: ___ Time: ___
 Pursuant to Rule 5.10(b), ten (10) court days before the Settlement Conference, counsel/party shall lodge an original and two (2) copies of the Settlement Conference Statement in the Calendar Department, Room 112. Failure to do so will result in a daily sanction of \$49.00, payable at the time of lodging statement.

ISSUE CONFERENCE Date: ___ Time: ___
 Note: Any In-Limine Motions are to be filed with the Issue Conference Statement.

No appearance necessary by ___ if (Conditions) ___

TRIAL Date: ___ Time: ___ Jury: ___ Court: ___ Estimate: ___ days.

All parties waive notice of trial.

CSORD ✓ OSC ORDERED Date: 12/2/02 Time: 9 For the following reasons:

as to answer by Gerald Armstrong

CSDXF ___ Matter is ordered transferred to ___ Court; ___ to pay transfer fees.

CSDOT ___ Matter is ordered DISMISSED for (Reason) ___; Clerk to notify parties.

CSORD ___ OTHER ORDERS: Gerald Armstrong has been served in Germany last Thursday. (Clerk to serve him, capital)
 Canada

CSDSP ___ Case disposed in its entirety.

Approved as to form:

Shauna S. Rajkowska
 Counsel for Plaintiff

JUDGE OF THE SUPERIOR COURT

Counsel for Defendant

OCT - 1 2002

JOHN P. MONTGOMERY,
 Court Executive Officer
 MARIN COUNTY SUPERIOR COURT
 By: [Signature] Deputy

White=File;
 Yellow=Counsel;
 Pink=Cal. Dept.

STATUS/ADR CONFERENCE MINUTE ORDER CALENDAR

PROOF OF SERVICE

I am a citizen of the United States and a resident of the State of California. I am employed in San Francisco County, State of California, in the office of a member of the bar of this Court, at whose direction the service was made. I am over the age of eighteen years, and not a party to the within action. My business address is Cooley Godward LLP, One Maritime Plaza, 20th Floor, San Francisco, California 94111-3580. On the date set forth below I served the documents described below in the manner described below:

CASE MANAGEMENT STATEMENT

☒ (BY U.S. MAIL – CCP § 1013a(1)) I am personally and readily familiar with the business practice of Cooley Godward LLP for collection and processing of correspondence for mailing with the United States Postal Service, and I caused such envelope(s) with postage thereon fully prepaid to be placed in the United States Postal Service at San Francisco, California.

☐ (BY MESSENGER SERVICE – CCP § 1011) by consigning the document(s) to an authorized courier and/or process server for hand delivery on this date.

☐ (BY FACSIMILE – CCP § 1013(e)) I am personally and readily familiar with the business practice of Cooley Godward LLP for collection and processing of document(s) to be transmitted by facsimile and I caused such document(s) on this date to be transmitted by facsimile to the offices of addressee(s) at the numbers listed below.

☐ (BY OVERNIGHT MAIL – CCP § 1013(c)) I am personally and readily familiar with the business practice of Cooley Godward LLP for collection and processing of correspondence for overnight delivery, and I caused such document(s) described herein to be deposited for delivery to a facility regularly maintained by _____ for overnight delivery.

1 on the following part(ies) in this action:

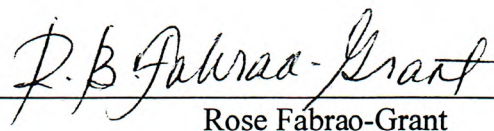
2 Shauna T. Rajkowski, Esq.
3 Wilson Campilongo LLP
4 475 Gate 5 Road, Suite 212
5 Sausalito, CA 94965-1475
6 Phone: (415) 289-7100
7 Fax: (415) 289-7110

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6 Gerald Armstrong
7 Dialog Zentrum Berlin
8 Heimat 27
9 D-14165 Berlin-Zehlendorf
10 Berlin – Zehlendorf, Germany 14165
11 Telephone: 49(0) 30-84723958
12 Facsimile: 49(0) 1212-5-205-27-015
13 Email: gerry@gerryarmstrong.org

11 I declare under penalty of perjury under the laws of the State of California that the above
12 is true and correct.

13 Executed on January 17, 2003, at San Francisco, California.

14 
15
16 Rose Fabrao-Grant